

Introduced by Senator Lowenthal

February 18, 2005

An act to add and repeal Section 59018 of the Health and Safety Code, relating to toxic substances.

LEGISLATIVE COUNSEL'S DIGEST

SB 490, as introduced, Lowenthal. Toxic substances list: Netherlands.

The Governor's Reorganization Plan No. 1 of 1991, which was not fully statutorily implemented, created the Office of Environmental Health Hazard Assessment in the California Environmental Protection Agency.

The existing Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65) prohibits any person, in the course of doing business, from knowingly and intentionally exposing any individual to a chemical that is listed as being known to the state to cause cancer or reproductive toxicity without giving a specified warning, or from discharging or releasing such a chemical into any source of drinking water, except as specified.

This bill would require the office to enter into a cooperative agreement with Ministry of Housing, Spatial Planning, and the Environment of the Government of Netherlands to compile a listing of substances recognized as posing hazards to human health or the environment. The bill would require the office, when compiling this listing, to not include any substance that is listed pursuant to Proposition 65. The bill would require the office, by March 1, 2006, to submit a report to the Legislature regarding the actions being taken by the Government of the Netherlands to protect their citizens from substances recognized as posing hazards to human health or the environment.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 59018 is added to the Health and Safety
2 Code, to read:
3 59018. (a) The Office of Environmental Health Hazard
4 Assessment shall enter into a cooperative agreement with
5 Ministry of Housing, Spatial Planning, and the Environment of
6 the Government of Netherlands to compile a listing of substances
7 recognized as posing hazards to human health or the
8 environment, based on the implementation strategy on the
9 management of those substances by that ministry.
10 (b) When compiling the listing pursuant to subdivision (a), the
11 Office of Environmental Health Hazard Assessment shall not
12 include any substance that is listed pursuant to Section 25249.8
13 as a chemical otherwise known to the state to cause cancer or
14 reproductive toxicity.
15 (c) On or before March 1, 2006, the Office of Environmental
16 Health Hazard Assessment shall submit a report to the
17 Legislature regarding the actions being taken by the Government
18 of the Netherlands to protect their citizens from substances
19 recognized as posing hazards to human health or the
20 environment.
21 (d) This section shall stay in effect only until January 1, 2007,
22 and as of that date is repealed, unless a later enacted statute, that
23 is enacted before January 1, 2007, deletes or extends that date.